

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:

CHRISTMAS TREE SHOPS, LLC, *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 23-10576 (TMH)

(Jointly Administered)

**Objection Deadline: May 24, 2023 at 4:00 p.m. (ET)**

**Hearing Date: May 31, 2023 at 10:00 a.m. (ET)**

**NOTICE OF ENTRY OF INTERIM ORDERS AND SECOND DAY HEARING**

**PLEASE TAKE NOTICE** that on May 5, 2023 (the “Petition Date”), the above-captioned debtors and debtors in possession (the “Debtors”) each filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (11 U.S.C. §§ 101 *et seq.*, the “Bankruptcy Code”), with the Clerk of the United States Bankruptcy Court for the District of Delaware. The Debtors continue to operate their business and manage their property as debtors in possession pursuant to Bankruptcy Code sections 1107(a) and 1108.

**PLEASE TAKE FURTHER NOTICE** that on May 5 and 7, 2023, as indicated, the Debtors filed the following pleadings<sup>2</sup> with this Court (collectively, the “First Day Pleadings”), copies of which are being served on you with this notice:

1. *Debtors’ Motion for Entry of Interim and Final Orders (I) Authorizing, But Not Directing, the Debtors to (A) Continue Using Their Existing Cash Management System, Including Maintenance of Existing Bank Accounts, Checks and Business Forms; (B) Honor Certain Prepetition Obligations Related Thereto; and (C) Continue to Perform Intercompany Transactions, (II) Granting Administrative Expense Status to Intercompany Claims, and (III) Granting Related Relief* (Filed 5/5/23; Docket No. [6](#))

<sup>1</sup> Debtors in these chapter 11 cases and the last four digits of each Debtor’s U.S. tax identification number are as follows: Christmas Tree Shops, LLC (1207), Handil Holdings, LLC (2891), Salkovitz Family Trust 2, LLC (8773), Handil, LLC (1150), and Nantucket Distributing Co., LLC (1640). The notice address for the Debtors is 64 Leona Drive, Middleboro, Massachusetts 02346.

<sup>2</sup> Copies of all pleadings may be obtained, free of charge, from the Debtors’ claims and noticing agent, Kurtzman Carson Consultants LLC, by accessing the following link: [www.kcellc.net/christmastreesshops](http://www.kcellc.net/christmastreesshops).



2. *Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing the Debtors to Continue to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto and (II) Granting Related Relief* (Filed 5/5/23; Docket No. [7](#))
3. *Motion of the Debtors for Interim and Final Orders (I) Authorizing (A) The Payment of Prepetition Insurance Obligations and Immediate Post-Petition Insurance Obligations (B) Modifying the Automatic Stay to Permit Claims Under the Debtors' Workers' Compensation Program and (II) Granting Related Relief* (Filed 5/5/23; Docket No. [8](#))
4. *Debtors' Emergency Motion for Entry of Interim and Final Orders (I) Authorizing Debtors to Pay Certain Prepetition Taxes and Assessments and (II) Granting Related Relief* (Filed 5/5/23; Docket No. [9](#))
5. *Debtors' Emergency Motion for Entry of Interim and Final Orders Under 11 U.S.C. §§ 105(a) and 366 (I) Prohibiting Utility Companies from Altering or Discontinuing Service on Account of Prepetition Invoices, (II) Approving Deposit as Adequate Assurance of Payment, and (III) Establishing Procedures for Resolving Requests by Utility Companies for Additional Assurance of Payment* (Filed 5/5/23; Docket No. [10](#))
6. *Debtors' Motion for Entry of Interim and Final Orders (I) Authorizing, but Not Directing, the Debtors to (A) Pay Pre-petition Workforce Obligations and Workforce Program-Related Obligations and (B) Continue Workforce Programs, (II) Authorizing Payment of Withholding Obligations, and (III) Granting Related Relief* (Filed 5/5/23; Docket No. [11](#))
7. *Debtor's Emergency Motion for Interim and Final Orders (I)(A) Confirming, on an Interim Basis, That the Store Closing Agreement Is Operative and Effective and (B) Authorizing, on a Final Basis, the Debtors to Assume the Store Closing Agreement, (II) Authorizing and Approving Closing Sales Free and Clear of All Liens, Claims, and Encumbrances, and (III) Granting Related Relief* (Filed 5/7/23; Docket No. [20](#))
8. *Debtors' Motion for Entry of Orders Authorizing the Debtors to Obtain Postpetition Financing, (II) Authorizing the Debtors to Use Cash Collateral, (III) Granting Liens and Providing Superpriority Administrative Expense Status, (IV) Granting Adequate Protection to the Secured Lenders, (V) Modifying Automatic Stay, (VI) Scheduling a Final Hearing, and (VII) Granting Related Relief* (Filed 5/7/23; Docket No. [22](#))
9. *Debtor's Motion for Entry of Interim and Final Orders (I) Authorizing Assumption of Consignment Agreement, as Amended, (II) Fixing Cure Amount in Connection Therewith, (III) Finding That the Arrangement Under the Consignment Agreement Is a True Consignment or, In the Alternative, Granting ReStore a Senior Postpetition Lien and (IV) Granting Related Relief* (Filed 5/7/23; Docket No. [24](#))

**PLEASE TAKE FURTHER NOTICE** that the First Day Pleadings were presented to the Court at the hearing held on May 9, 2023 at 11:00 a.m. (Eastern Time) (the "First Day Hearing"). Following the First Day Hearing, the Court entered orders approving each of the

First Day Pleadings on an interim basis (collectively, the “Interim Orders”), copies of which are being served on you with this notice:

1. *Interim Order (I) Authorizing Debtors to (A) Continue Using Existing Cash Management System, Including Maintenance of Existing Bank Accounts, Checks, and Business Forms, (B) Honor Certain Prepetition Obligations Related Thereto, (C) Continue to Perform Intercompany Transactions, (II) Granting Administrative Claim Status to Intercompany Claims, and (III) Granting Related Relief* (Entered 5/9/23; Docket No. [65](#))
2. *Interim Order (I) Authorizing the Debtors to Maintain and Administer Their Existing Customer Programs and Honor Certain Prepetition Obligations Related Thereto, and (II) Granting Related Relief* (Entered 5/9/23; Docket No. [72](#))
3. *Interim Order (I) Authorizing, but Not Directing, the Debtors to (A) Pay Pre-Petition Workforce Obligations and Workforce Program-Related Obligations and (B) Continue Workforce Programs, (II) Authorizing Payment of Withholding Obligations, and (III) Granting Related Relief* (Entered 5/9/23; Docket No. [80](#))
4. *Interim Order Granting Motion for An Order (I) Authorizing (A) The Payment of Prepetition Insurance Obligations and Immediate Post-Petition Insurance Obligations (B) Modifying the Automatic Stay to Permit Claims Under the Debtors’ Workers’ Compensation Program and (II) Granting Related Relief* (Entered 5/9/23; Docket No. [78](#))
5. *Interim Order (I) Authorizing Payment of Certain Prepetition Taxes and Fees and (II) Granting Related Relief* (Entered 5/9/23; Docket No. [63](#))
6. *Interim Order (I) Prohibiting Utility Companies from Altering, Refusing, or Discontinuing Utility Services, (II) Determining Adequate Assurance of Payment for Future Utility Services, (III) Establishing Procedures for Determining Adequate Assurance of Payment, and (IV) Granting Related Relief* (Entered 5/9/23; Docket No. [79](#))
7. *Interim Order (I) Confirming, on an Interim Basis, That the Store Closing Agreement Is Operative and Effective and (II) Authorizing and Approving Closing Sales Free and Clear of All Liens, Claims, and Encumbrances, and (III) Granting Related Relief* (Entered 5/9/23; Docket No. [66](#))
8. *Interim Order (I) Authorizing Assumption of Consignment Agreement, as Amended, (II) Fixing Cure Amount in Connection Therewith, (III) Finding That the Arrangement Under the Consignment Agreement Is a True Consignment or, In the Alternative, Granting ReStore a Senior Postpetition Lien and (IV) Granting Related Relief* (Entered 5/9/23; Docket No. [81](#))
9. *Interim Order Pursuant to 11 U.S.C. §§ 105, 361, 362, 363, 364, 503 and 507 (I) Authorizing the Debtors to Obtain Senior Secured Superpriority Postpetition Financing; (II) Granting (A) Liens and Superpriority Administrative Expense Claims and (B) Adequate Protection to Certain Prepetition Lenders; (III) Authorizing Use of Cash Collateral; (IV) Modifying the Automatic Stay; (V) Scheduling a Final Hearing; and (VI) Granting Related Relief* (Entered 5/9/23; Docket No. [82](#))

**PLEASE TAKE FURTHER NOTICE** that a hearing to consider final approval of the First Day Pleadings is scheduled for **May 31, 2023 at 10:00 a.m. (Eastern Time)** before the Honorable Thomas M. Horan, United States Bankruptcy Judge for the District of Delaware, in the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 5<sup>th</sup> Floor, Courtroom No. 4, Wilmington, Delaware 19801.

**PLEASE TAKE FURTHER NOTICE** that pursuant to the Interim Orders any responses or objections to the First Day Pleadings must be in writing, filed with the Clerk of the Bankruptcy Court, 824 N. Market Street, 3rd Floor, Wilmington, Delaware 19801, and served upon and received by (i) proposed counsel for the Debtors: (a) Murphy & King, Professional Corporation, 28 State Street, Suite 3101, Boston, MA 02109, Attn: Harold B. Murphy, Esq. and Christopher M. Condon, Esq. ([hmurphy@murphyking.com](mailto:hmurphy@murphyking.com); [ccondon@murphyking.com](mailto:ccondon@murphyking.com)); (b) Troutman Pepper Hamilton Sanders LLP, Hercules Plaza, 1313 N. Market Street, Suite 5100, Wilmington, DE 19801, Attn: Evelyn J. Meltzer, Esq. and Marcy J. McLaughlin Smith, Esq. ([evelyn.meltzer@troutman.com](mailto:evelyn.meltzer@troutman.com); [marcy.smith@troutman.com](mailto:marcy.smith@troutman.com)); (ii) counsel to Counsel to ReStore Capital, LLC, ReStore Capital (CTS), LLC, and Hilco Merchant Resources, LLC: (a) Ropes & Gray, 1211 Avenue of the Americas, New York, NY 10036-8704, Attn: Greg M. Galardi, Esq. ([Gregg.Galardi@ropesgray.com](mailto:Gregg.Galardi@ropesgray.com)); (b) Ropes & Gray, 191 North Wacker Drive, 32nd Floor. Chicago, IL 60606, Attn: Jeremy D. Webb, Esq. ([jeramy.webb@ropesgray.com](mailto:jeramy.webb@ropesgray.com)); and (c) Chipman Brown Cicero & Cole, LLP, Hercules Plaza, 1313 N. Market Street, Suite 5400, Wilmington, DE 19801, Attn: Mark L. Desgrosseilliers, Esq. ([desgross@chipmanbrown.com](mailto:desgross@chipmanbrown.com)) (iii) counsel to Pathlight Capital LP, as administrative agent: (a) Reimer Braunstein LLP, Times Square Tower, Suite 2506, Seven Times Square, New York, New York 10036, Attn: Steven E. Fox, Esq. ([sfox@riemerlaw.com](mailto:sfox@riemerlaw.com)); (b) Reimer Braunstein LLP, 100 Cambridge Street, 22nd Floor, Boston,

Massachusetts 02114-2527, Attn: Paul D. Bekker, Esq. ([pbekker@riemerlaw.com](mailto:pbekker@riemerlaw.com)); and (c) Ashby & Geddes, P.A., 500 Delaware Avenue, 8th Floor, P.O. Box 1150, Wilmington, DE 19801, Attn: Gregory A. Taylor, Esq. and Michael D. DeBaecke, Esq. ([gtaylor@ashbygeddes.com](mailto:gtaylor@ashbygeddes.com); [mdebaecke@ashbygeddes.com](mailto:mdebaecke@ashbygeddes.com)); (iv) counsel to Eclipse Business Capital LLC and Eclipse Business Capital SPV, LLC: (a) Greenberg Traurig, LLP, 222 Delaware Avenue, Suite 1600, Wilmington, DE 19801, Attn: Anthony W. Clark, Esq. and Dennis A. Meloro, Esq. ([Anthony.Clark@gtlaw.com](mailto:Anthony.Clark@gtlaw.com); [Dennis.Meloro@gtlaw.com](mailto:Dennis.Meloro@gtlaw.com)); (b) Greenberg Traurig, LLP, One International Place, Suite 2000, Boston, MA 02110, Attn: Jeffrey M. Wolf, Esq. ([Jeffrey.Wolf@gtlaw.com](mailto:Jeffrey.Wolf@gtlaw.com)) and (c) Greenberg Traurig, LLP, One Vanderbilt Avenue, New York, NY 10017, Attn: Brian E. Greer, Esq. and Leo Muchnik, Esq. ([greerb@gtlaw.com](mailto:greerb@gtlaw.com); [muchnikl@gtlaw.com](mailto:muchnikl@gtlaw.com)); (v) counsel to any statutorily appointed committee in these chapter 11 cases; and (vi) the United States Trustee for the District of Delaware, 844 King Street, Suite 2207, Wilmington, DE 19801, Attn: Benjamin A. Hackman, Esq. ([benjamin.a.hackman@usdoj.gov](mailto:benjamin.a.hackman@usdoj.gov)).

**PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTIONS TO ANY OF THE FIRST DAY PLEADINGS ARE TIMELY FILED, SERVED AND RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE FINAL RELIEF REQUESTED IN SUCH PLEADINGS WITHOUT FURTHER NOTICE OR HEARING.**

*[Signature page follows]*

Dated: May 10, 2023  
Wilmington, Delaware

**TROUTMAN PEPPER HAMILTON  
SANDERS LLP**

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